IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Applicant:

Nanophase Technologies

Corporation

Serial Number:

75/738,505

Mark:

NANOSHIELD

Filed:

June 28, 1999

Class:

2

Published:

January 29, 2002

BOX TTAB/ NO FEE Assistant Commissioner for Trademarks 2900 Crystal Drive Arlington, VA 2202-3513

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail addressed to Box TTAB, NO FEE, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia 22202-3513, on May 29, 2002.

NAME: John C. Wilson

05-29-2002

U.S. Patent & TMOfc/TM Mail Ropt Dt. #54

REQUEST WITH CONSENT FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION

Potential Opposer, Eikos, Inc., located at 2 Master Drive, Franklin, Massachusetts 02038, through its attorneys, hereby requests a further extension of thirty (30) days, up to and including June 28, 2002, to file a Notice of Opposition to the above-captioned application.

This Request is made to allow Potential Opposer and Applicant additional time to explore possible settlement and is not sought for purposes of delay. Applicant's counsel, Cynthia B. Stevens, consented to this Request in a written communication to Potential Opposer's counsel, John C. Wilson of the law firm of Heller Ehrman White & McAuliffe LLP, on May 29, 2002.

This request is being submitted in triplicate as required by 37 C.F.R. § 2.102(d).

Dated: May 29, 2002

Respectfully submitted,

HELLER EHRMAN WHITE & MCAULIFFE LLP

By:

John C. Wilson

4350 La Jolla Village Drive, 7th Floor

San Diego, California 92122

(619) 450-8462

Attorneys for EIKOS, INC.

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the foregoing **REQUEST WITH CONSENT FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION** upon counsel for Applicant, Cynthia B. Stevens of Wildman Harrold, 225 West Wacker Drive, Chicago, Illinois 60602-1229, via first class U.S. mail on May 29, 2002.

John C. Wilson



05-29-2002

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TRANSMITTAL LETTER

Dear Sir or Madam:

We represent Potential Opposer, Eikos, Inc. Enclosed is a REQUEST WITH CONSENT FOR EXTENSION OF TIME TO FILE NOTICE OF OPPOSITION to the above-captioned application, filed by Eikos, Inc.

Please address all correspondence to me at the address below. Please stamp and return the enclosed postcard to evidence your receipt of this document.

Respectfully submitted,

HELLER, EHRMAN, WHITE & McAULIFFE LLP

Date: May 29, 2002

By:

John C. Wilson

4350 La Jolla Village Drive, 7th Floor

San Diego, California 92122

(858) 450-8462

Attorneys for EIKOS, INC.